

These are the minutes of the regular monthly meeting of the Board of Supervisors of the Town of Bass Lake, Sawyer County held on Monday, November 9, 2015. Members Present: Chairman Justin Hall, Supervisors Doug Mrotek, Ralph Meixner, Joel Valentin (6:20 pm) and Clerk Erica Warshawsky. Members Absent: Supervisor Brian Bisonette and Treasurer Kari Aderman.

Chairman Hall called the meeting to order at 6:11 pm.

Clerk Warshawsky affirmed agenda was posted in compliance with open meetings law.

Motion by Meixner, seconded by Mrotek to approve the consent agenda listed below:

- a. Approve Agenda
- b. Review and Approve Vouchers for October, 2015
- c. Minutes of the October 6, 2015 Special Meeting for Budget Workshop
- d. Minutes of the October 12, 2015 Regular Meeting
- e. Minutes of the August 3, 2015 Fire Department Meeting
- f. Minutes of the September 7, 2015 Fire Department Meeting
- g. Minutes of the October 5, 2015 Fire Department Meeting

Motion carried.

Hall reported that the November 2015 "Through the Line" newsletter from Enbridge was received and is on file in the Clerk office. Correspondence was received from Sawyer County Zoning ratifying the approval of the change in zone district for the Sawyer County Housing Authority c/o Sheila Young.

Hall presented the Proposed Amendment to the Sawyer County Zoning Ordinance: Section 4.2 Airport Zones. The purpose of the amendment is to adopt the new map submitted by the Wisconsin Bureau of Aeronautics, replacing the original map dated September 11, 1975. Motion by Meixner, seconded by Mrotek to approve the amendment. Motion carried.

Fire Department Report – No one from the Fire Department was present.

Highway Crew Chief Truit Campbell presented the Highway Report. Campbell reported that the fuel pump on the Dodge was replaced. Campbell went on to report that last month was spent working on the new highway shop and brushing.

Campbell presented the new highway shop update. Campbell reported that the power, phone and gas lines have been moved, HVAC has been installed in the new shop, new duct work is scheduled for Thursday and bathroom trim painting has been completed. Once the visit by Teresa Black is complete, the project will be finished.

Campbell presented the seal coating update. Campbell reported that Jill Schoen from the DNR sent an email to Warshawsky, who forwarded it to Campbell. The email contained the analytical information for the slag by-product. The analytical analysis indicated that the material was used appropriately. Campbell reported that piles have been left on the side of the road. Discussion followed. Hall stated that fastest way to take care of the piles is to vacuum them up. Campbell reported that Aderman has set up an account with united rental so we can rent a vacuum from the cities. Discussion followed. Hall instructed Campbell to do what he needs to do to clean it up.

Trepania Road Update – None. Hall asked Valentin for a phone number and contact at the Bureau of Indian Affairs (BIA).

TRIP/Paving Projects – Campbell attended the October 27, 2015 kick off meeting at the County for LRIP road improvement. Campbell reported that the Town is now at the top of the list because we waited. A 50% match is available for projects up to \$100,000.00. Campbell was invited and accepted a seat on the County Town Road Improvement Committee. Campbell presented Williams Road, YMCA Road and Trepania Road as potential projects. Campbell reported that the next meeting will be held on December 4, 2015 and asked for suggestions from the Board. Mark Olson reported that Trepania Road was damaged by the Tribe and should not be considered. Hall stated that the Tribe accepted Trepania Road and is awaiting BIA approval. Discussion followed.

Clerk Warshawsky presented the Treasurer's Report. Warshawsky reported that as of October 31, 2015, the Town has a total of \$540,969.29 in all of their accounts. The Clerk and Treasurer balanced for the month. Motion by Meixner, seconded by Mrotek to approve the Treasurer's Report. Motion carried.

Clerk's Report - none

Nuisance Complaint Update – none

Hall presented Sections 4(A), Section 5 and Section 6 of the Ordinance Regarding the Public Reserve Strips Located in the Northwoods Beach Subdivision No. 2015-XX-XX-2.

#### Section 4. Conditions of Use.

Hall stated that the purpose of Section 4A is to categorize violations. Hall reported that suggestions were requested and many responses were received with really good suggestions. Hall recognized Anton Pfendt stating that he really liked his suggestion of 3 categories and asked Pfendt to man the dry erase board. Hall opened the floor for discussion and suggestions. Below are the categories and items under each category created from the discussion:

<b>A. Item to be Removed</b>	<b>B. Items to Remain/Allowed</b>	<b>C. Structures</b>
Fences	Fire Pits	Boat Houses
Home Firewood	Swings	Decks
Trash	Walkways	Sheds
Junk	Benches	Houses
Debris	Flag Poles	Deck Steps
Tires	Landscaping (not large rocks)	Stairs
Boats	View Sheds (can't rebuild)	Pump House
Trailers	Hammocks	Wells
Cars	Bell on Pole	Septic
Drain Tile (DNR Violation)	Patios	Irrigation
Concrete Block Column	Picnic Tables	Chair Lifts
LP Tanks	Chairs	
Holding Tanks		
Satellite dishes		

Meixner stated that there are items that need to be removed immediately and added that nothing stays for perpetuity. Discussion followed. Cynthia Schoebel expressed concern over security lights. Hall explained that security lights can be moved. Discussion followed. Meixner stated that if a fence impedes access, it doesn't belong. Hall agreed that those fences should be moved. Discussion followed. James Schoebel explained that his house is on a steep hill and accumulates wood and brush and he is worried about the brush on the access strip being a fire hazard. Hall replied that everything has to be left, the County cannot be more restrictive than the State. Schoebel stated that he needs to be protected and asked who is liable if a fire starts on the access strip and goes onto his property. Discussion followed. Hall stated that he will ask Ward Winton about liability on the public access strip regarding fire, poor stairs, etc. Olson stated that he doesn't know any forest that protects adjacent property owners. Shirley Suhsen asked if a barbecue or swing on the public access strip could be used by the public. Hall replied that he will ask Winton. Pfendt answered no and stated that it would be considered trespassing. Meixner replied by explaining that if the public access strip was a park and the adjacent property owner built a shed and kept his stuff in there, it wouldn't be allowed and the Town can't allow certain people to have more privileges than others. Discussion followed. Hall announced that a revised draft will be reviewed by the Board at the December meeting and distributed upon approval by the Board to the adjacent property owners before the Public Hearing to be held in January. Discussion followed. Hall reviewed the list above and stated that it is a collaborative list. Hall suggested that items in Category A should be removed by the end of the summer 2016 and items in Category B must be in good working order. Meixner stated that anyone building on the public access strip needs to stop. Discussion followed. Hall reported that adjacent property owners will be notified of violations as of the date of the walkthrough, August 11, 2015.

## Section 5. Enforcement

Hall spoke to Winton about enforcement and who writes the citation. Hall suggested the following upon notification of a violation:

1. Verbal Warning
2. Written Warning
3. Citation

Hall explained that the citation for a violation could be daily minimum up to \$500.00 or \$1,000.00. Winton suggested using a range up to a maximum amount to allow a judge room. Olson said that it would be like the nuisance ordinance. Discussion followed. Olson clarified that it was not decided that the citation amount would be daily. The purpose of the citation is to fix what was damaged, not to necessarily fine someone. Hall replied that when the 4 red pines were cut down, the DNR could have fined the Town, but the DNR worked with the Town.

## Section 6. Penalty

Mrotek stated that he would like to gain voluntary compliance first and work up to a fine of up to \$1,000.00. Warshawsky asked if the citation would include repair costs plus a fine or just fine. Discussion followed. Hall stated that he will discuss this section with Winton and have him draw something up that may include a fine and the option to repair or replace whatever has been damaged.

Cynthia Schoebel said that this all feels wrong especially when there are lakeshore property owners with violations. Hall instructed Schoebel to call Sawyer County Zoning regarding those violations. Meixner explained that all this stems from an issue that the public access strip is public property and the Town needs something on paper because there are people who have been misusing public property. Discussion followed. Meixner explained that the revised ordinance to be presented in December is a working copy, nothing is being written in stone and is subject to change. Mrotek suggested removal of certain items by the end of summer 2016 or possible January 1, 2017 so adjacent property owners have a full summer to move them. Meixner stated that he will request earlier removal dates. Discussion followed.

Hall presented the request to relocate the snowmobile trail along corridor 31. Hall explained that the property was recently purchased by Ben Hershey. The property is north of K and 27. Motion by Mrotek, seconded 2 by Meixner to approve the relocation. Motion carried.

Fire Chief Marvin Mullet presented the Fire Department Report. Mullet reported that there were not any serious incidents last month. Mullet reported that there are 2 applicants for the Board to approve, Chris and Bonnie Melby. The Board will review their applications next month.

Mullet received his requested letter of commendation from the Governor's office for the two neighbors that assisted at the fire on Clarence Avenue. Mullet had the letters matted and framed and will present them at the next meeting.

Mullet reported that the new heater is working well and the Fire Department will be participating in a live burn in the Town of Hayward.

Hall asked Mullet why the annual Fire Department fund raising letter was mailed before the letter was approved by the Board. Hall explained that the letter needed to be corrected. Mullet did not reply. Warshawsky mentioned that the Fire Department budget for 2016 increased by 30%.

Hall asked Mullet to submit the Fire Department's plans for the donation account for the December meeting. Discussion followed.

Grant Update - None

Hall presented the Building Committee update. Hall asked that anyone interested in sitting on the committee to contact the Town. The committee will convene after the first of the year.

Public Comment

Motion by Meixner, seconded by Valentin to adjourn at 8:01 pm. Motion carried.